

Panaji, 10th July, 1986 (Ashada 19, 1908)

SERIES I No. 15

OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Department of Personnel and Administrative Reforms

Notification

1/17/74-PER(Vol.III)

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, read with the Government of India, Ministry of External Affairs' Notification No. F.7(11)/62-Goa dated 25-7-1963 and in supersession of the existing recruitment rules for the posts, the Lieutenant Governor of Goa, Daman and Diu hereby makes the following rules relating to recruitment to the Group 'C' non-Ministerial non-Gazetted posts in the Goa College of Pharmacy, Government of Goa, Daman and Diu namely: —

1. Short title, application and commencement. —

(1) These rules may be called the Government of Goa, Daman and Diu, Goa College of Pharmacy, Group 'C' non-ministerial, non-Gazetted posts Recruitment Rules 1986.

(2) *Application.* — These rules shall apply to the posts specified in Column 1 of the Schedule to these rules (hereinafter called as the "said Schedule").

(3) They shall come into force from the date of publication in the Official Gazette.

2. Number, classification and scales of pay. —

The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in columns 2 to 4 of the said Schedule:

Provided that the Government may vary the number of posts in Column 2 of the said Schedule from time to time subject to exigencies of work.

3. *Method of recruitment, age limit and other qualifications.* — The method of recruitment to the said posts, age limit, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the said Schedule.

4. *Disqualification.* — No person who has entered into or contracted a marriage with a person having a spouse living or who, having a spouse living, has entered into or contracted a marriage with any person, shall be eligible for appointment to the service:

Provided that the Government may, if satisfied that such marriage is permissible under the personal law applicable to such person and the other party to the marriage or that there are other grounds for so doing, exempt any person from the operation of this rule.

5. *Power to relax.* — Where the Government is of the opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing relax any of the provisions of these rules with respect to any class or category of persons.

6. *Saving.* — Nothing in these rules shall affect reservation, relaxation of age limit and other concessions required to be provided for Scheduled Castes, Scheduled Tribes and other special categories of persons in accordance with the orders issued by the Central Government from time to time in that regard.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

N. P. Gaunekar, Under Secretary (Personnel).

Panaji, 6th June, 1986.

SCHEDULE

Name of the post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Educational and other qualifications required for direct recruits	Whether age & educational qualifications prescribed for the direct recruit will apply in the case of probationers	Period of probation if any	Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer, and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/deputation/transfer, grades from which promotion/deputation/transfer is to be made	If a D.P.C. exists, what is its composition (Please give exact position)	Circumstances in which Union Public Service Commission is to be consulted in making recruitment
1	2	3	4	5	6	7	8	9	10	11	12	13
1. Technical Assistant	4 (1986) Subject to variation dependent on work-load.	Group 'C' (Non-Ministerial Non-Gazetted).	Rs. 425-15-500-EB-15-560-20-700	N. A.	Not exceeding 30 years (Relaxable for Government servants upto the age of 35 years in accordance with the instructions or orders issued by the Central Government).	<i>Essential:</i> B.Sc. with Chemistry and Botany or Zoology as course of study. <i>Desirable:</i> i) Diploma in Pharmacy from a recognised University or other Institution. ii) Knowledge of Konkani.	N. A.	Two years	Direct recruitment.	N. A.	Group 'C' D. P. C. (for considering confirmation).	N. A.
2. Senior Pharmacist	1 (1986) Subject to variation dependent on work-load.	Group 'C' (Non-Ministerial Non-Gazetted).	Rs. 330-10-380-EB-12-500-EB-15-560	N. A.	— do —	<i>Essential:</i> i) B.Sc. with Chemistry as subject of study. ii) Diploma in Pharmacy of a recognised Institution. iii) 2 years experience in a Pharmacy or Pharmaceutical firm. <i>Desirable:</i> Knowledge of Konkani.	N. A.	Two years	Direct recruitment.	N. A.	— do —	— do —
3. Librarian	— do —	Group 'C' (Non-Ministerial Non-Gazetted).	Rs. 380-12-440-EB-15-560-EB-640	Selection	— do —	<i>Essential:</i> i) Graduate of a recognised University. ii) Diploma in Library Science or its equivalent. <i>Desirable:</i> Knowledge of Konkani.	No	Two years	Promotion/transfer on deputation (including short term contract) failing which by direct recruitment.	<i>Promotion / transfer on deputation (including short term contract):</i> Officials in this Administration holding analogous posts or with 3 years service in the scale of Rs. 330-560 or equivalent and possessing the qualifications and experience prescribed for direct recruits in column 7. The departmental Asstt. Librarian with 3 years regular service in the grade will also be con-	— do —	— do —

sidered and if he is selected for appointment to the post, it will be treated as having been filled by promotion.

Period of deputation/contract including the period of deputation/contract in another ex-cadre post held immediately preceding this appointment in the same or some other organisation/Department of the Central Government shall ordinarily not exceed 3 years.

4. Assistant Librarian	—do—	Group 'C' (Non-Ministerial Non-Gazetted).	Rs. 330-10-380-EB-12-500-EB-15-560	N. A.	— do —	<p><i>Essential:</i></p> <p>i) Matriculation or equivalent.</p> <p>ii) Diploma in Library Science (Two years course after matriculation).</p> <p><i>Desirable:</i></p> <p>i) Practical experience in a Library.</p> <p>ii) Knowledge of Konkani.</p>	N. A.	Two years	Direct recruitment.	N. A.	Group 'C' D. P. C. (for considering confirmation).	N. A.
5. Machine Technician	1 (1986) Subject to variation dependent on workload.	Group 'C' (Non-Ministerial Non-Gazetted).	Rs. 330-10-380-EB-12-500-EB-15-560	Selection	Not exceeding 30 years (Relaxable for Government servants upto the age of 35 years in accordance with the instructions or orders issued by the Central Government).	<p><i>Essential:</i></p> <p>Diploma in Mechanical Engineering of a recognised institution.</p> <p><i>Desirable:</i></p> <p>i) Experience in handling pharmaceutical machines.</p> <p>ii) Knowledge of Konkani.</p>	N. A.	Two years	Promotion/transfer on deputation (including short term contract) failing which by direct recruitment.	<p><i>Promotion / transfer on deputation (including short term contract):</i></p> <p>Officials in this Administration holding analogous posts or with 3 years service in the scale of Rs. 260-400 or equivalent and possessing the educational qualifications and experience prescribed for direct recruits in Column 7. The Departmental Electro-Mechanic with 3 years regular service in the grade will also be considered and if he is selected for appointment to the post, it will be treated as having been filled by promotion.</p>	— do —	—do—

The period of deputation/contract including the period of deputation/contract in another ex-cadre post held immediately preceding

1	2	3	4	5	6	7	8	9	10	11	12	13
										this appointment in the same or some other organisation/Department of the Central Government shall ordinarily not exceed 3 years.		
6. Electro Mechanic	1 (1986) Subject to variation dependent on workload.	Group 'C' (Non-Ministerial Non-Gazetted).	Rs. 260-6-326-EB-8-350	N. A.	Not exceeding 30 years (Relaxable for Government servants upto the age of 35 years in accordance with the instructions or orders issued by the Central Government).	<i>Essential:</i> i) A certificate in Mechanics from a recognised Institution. ii) Wireman's/Electricians' Certificate or experience as an electrician in a recognised workshop. <i>Desirable:</i> Knowledge of Konkani	N. A.	Two years	Direct recruitment.	N. A.	Group 'C' D. P. C. (for considering confirmation).	N. A.
7. Laboratory Assistant	11 (1986) Subject to variation dependent on workload.	Group 'C' (Non-Ministerial Non-Gazetted).	Rs. 260-8-300-EB-8-340-10-380-EB-10-430	Selection	— do —	<i>Essential:</i> S.S.C.E. or equivalent with Science subjects. <i>Desirable:</i> i) Successful completion of Laboratory Assistant's (or attendant) course from a recognised Institution or experience in laboratory work for at least one year. ii) Knowledge of Konkani.	Age: No Qualification: Yes	Two years	By promotion falling which by direct recruitment.	<i>Promotion:</i> Group D staff of the Department with 3 years service in the grade.	Group 'C' D. P. C.	— do —
8. Carpenter	1 (1986) Subject to variation dependent on workload.	Group 'C' (Non-Ministerial Non-Gazetted).	Rs. 260-6-326-EB-8-350	N. A.	— do —	<i>Essential:</i> i) I.T.I. Certificate in the trade of carpentry from a recognised Institute. ii) Experience in the trade preferably in an Institute of repute. <i>Desirable:</i> Knowledge of Konkani.	N. A.	Two years	Direct recruitment.	N. A.	Group 'C' D. P. C. (for considering confirmation).	— do —

Power, Supply and Welfare Department

Notification

2/36/84-PS&WD

In exercise of the powers conferred sub-section (2) of Section 21 read with Section 51A of the Indian Electricity Act, 1910 (Central Act of 1910) the Lieutenant Governor of Goa, Daman and Diu makes following amendment to the Government Notification No. 2-192-78-IPD dated 25-4-1978 (hereinafter called the principal Notification) namely:—

i) In Part-I of the principal Notification, in clause 26 for sub-clause (a), the following shall be substituted, namely:—

“(a) The Department may require any consumer to enter into formal contract in the form prescribed by the Government and further to deposit security in the form of National Savings Certificates towards the payment of energy supplied. In case of temporary supply, the security deposit shall be in cash. The security deposit shall be returned at the termination of the contract”.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

D. N. Accavade, Under Secretary (Education).

Panaji, 27th June, 1986.

Law Department

Legal Affairs Branch

Notification

LD/1/9/85-(D)/Part File

The Lighthouse (Amendment) Act, 1985 (Act No. 66 of 1985) which was passed by Parliament and assented to by the President of India on 7th December, 1985 and published in the Gazette of India, Extraordinary, Part II, Section 1 dated 9-12-1985, is hereby republished for the general information.

B. S. Subbanna, Under Secretary to the Government of Goa, Daman and Diu.

Panaji, 13th June, 1986.

The Lighthouse (Amendment) Act, 1985

AN

ACT

further to amend the Lighthouse Act, 1927.

Be it enacted by Parliament in the Thirty-sixth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Lighthouse (Amendment) Act, 1985.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. *Amendment of section 2.*—In section 2 of the Lighthouse Act, 1927 (hereinafter referred to as the principal Act), after clause (hh), the following clause shall be inserted, namely:—

“(hha) “ship” includes a sailing vessel;”.

3. *Amendment of section 3.*—In section 3 of the principal Act, for clauses (b), (c) and (d), the following clauses shall be substituted, namely:—

“(b) appoint a person to be the Director of Lighthouses and Lightships in each district;

(c) appoint persons to be Deputy Directors-General of Lighthouses and Lightships; and

(d) appoint a person to be the Director-General of Lighthouses and Lightships.”.

4. *Amendment of section 4.*—In section 4 of the principal Act, after sub-section (3), the following sub-section shall be inserted, namely:—

“(4) No act or proceeding of the Advisory Committee shall be invalidated merely by reason of—

(a) any vacancy in, or any defect in constitution of, the Advisory Committee;

(b) any defect in appointment of a person acting as a member of the Advisory Committee; or

(c) any irregularity in the procedure of the Advisory Committee not affecting the merits of the case.”.

5. *Amendment of section 6.*—In section 6 of the principal Act, in sub-section (1), for the expressions “Chief Inspector of Lighthouses” and “Superintendent or Inspector of Lighthouses”, the expressions “Director-General of Lighthouses and Lightships” and “Director or Deputy Director-General of Lighthouses and Lightships” shall respectively be substituted.

6. *Insertion of new section 8A.*—After section 8 of the principal Act and before the heading “LIGHT-DUES”, the following section shall be inserted, namely:—

“8A. *Power of Central Government to prohibit lights and regulate heights of buildings, structures and trees.*—(1) If the Central Government is of opinion that it is necessary or expedient so to do for unobstructed functioning of any lighthouse, it may, by notification in the Official Gazette, direct that,—

(i) no light shall be established without the prior permission of the Central Government in case of general lighthouse and without the prior permission of the local lighthouse authority in case of local lighthouse on any land within such radius, not exceeding one kilometre from the lighthouse, as may be specified in the notification; and

(ii) no building or structure higher than such height as may be specified in the notification shall be constructed or erected, or no tree, which is likely to grow or ordinarily grows higher than such height as may be specified in the notification, shall be planted, on any land within such radius, not exceeding one kilometre from the lighthouse, as may be specified in the notification.

(2) Where any light has been established without or contrary to the permission referred to in clause (i) of sub-section (1), the Central Government or the local lighthouse authority, as the case may be, may, in addition to any other action that may be taken under this Act, make an order directing that such light shall be removed by the owner or the person having control of the light, within such period as may be specified in such order.

(3) Where any building or structure has been constructed or erected or any tree has been planted in contravention of the directions contained in clause (ii) of sub-section (1), the Central Government or the local lighthouse authority, as the case may be, may, in addition to any other action that may be taken under this Act make an order directing that the height of such building structure or tree shall be reduced to the extent specified in such notification, by the owner or the person having control of the building or structure or the tree, as the case may be, within such period as may be specified in such order.

(4) No order under sub-section (2) or sub-section (3) shall be made unless the owner or the person has been given, by means of a notice, a reasonable opportunity of showing cause why such order shall not be made.

(5) If any person fails to remove the light in pursuance of direction contained in the order issued under sub-section (2) or reduce the height of the building, structure or tree in pursuance of any direction contained in the order issued under sub-section (3), within the period specified in such order, then, subject to such rules as the Central Government may make in this behalf, it shall be competent for any officer authorised by the Central Government or the local lighthouse authority, as the case may be, in this behalf to remove such light or to reduce the height of such building, structure or tree and the expenses of such removal or reduction shall be recoverable from such person as a land revenue.

(6) The orders referred to in sub-sections (2) and (3) and the notice referred to in sub-section (4) shall be served on the owner or the person having the control of the light, building, structure or tree, as the case may be, —

(i) by delivering or tendering it to such owner or person; or

(ii) if it cannot be so delivered or tendered, by delivering or tendering it to any officer of such owner or person or any adult male member of the family of such owner or person or by affixing a copy thereof on some conspicuous part of the premises in which such owner or person is known to have last resided or carried on business or personally worked for gain, or failing service by these means;

(iii) by post.

(7) If any person wilfully fails to comply with any direction contained in any notification issued under sub-section (1), he shall be punishable with imprisonment for a term which may extend to six months or with fine which may extend to six thousand rupees or with both.

(8) Every notification issued by the Central Government under sub-section (1) shall be laid, as soon as may be after it is published in the Official Gazette, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the notification or both Houses agree that the notification should not be made, the notification shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under the notification."

7. *Amendment of section 10.*—In section 10 of the principal Act, —

(a) for sub-section (1), the following sub-section shall be substituted, namely: —

"(1) The Central Government may, by notification in the Official Gazette, prescribe such rates, as it may deem necessary to provide for the purpose mentioned in section 9, at which light-dues shall be payable, and may prescribe different rates for different classes of ships or sailing vessels, or for ships or sailing vessels of the same class when in use for different purposes or in different circumstances."

(b) after sub-section (3), the following sub-section shall be inserted, namely: —

"(4) Every notification issued by the Central Government under sub-section (1) shall be laid, as soon as may be after it is published in the Official Gazette, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the notification or both Houses agree that the notification should not be made, the notification shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however that any such modification or annulment shall be without prejudice to the validity of anything previously done under the notification."

8. *Amendment of section 12.*—In section 12 of the principal Act, for sub-section (1), the following sub-section shall be substituted, namely: —

"(1) For the purposes of levy of light-dues, the tonnage of a ship or sailing vessel shall be reckoned as under the Merchant Shipping Act, 1958 for dues payable on a ship's tonnage

including the tonnage of any space added under the said Act to the tonnage of ships by reason of such space being utilised for carrying cargo."

9. *Amendment of section 21.*—In section 21 of the principal Act, in sub-section (2),—

(i) for clause (a), the following clause shall be substituted, namely:—

"(a) the powers and duties of the Director-General of Lighthouses and Lightships and Directors and Deputy Directors-General of Lighthouses and Lightships;"

(ii) after clause (b), the following clause shall be inserted, namely:—

"(bb) the manner in which the light may be removed and the height of the building, structure or tree may be reduced under sub-section (5) of section 8A;"

Notification

LD/1/9/85-(D)/Part-File

The Employment of Children (Amendment) Act, 1985 (Act No. 62 of 1985) which was passed by Parliament and assented to by the President of India on the 4th December, 1985 and published in the Gazette of India, Extraordinary, Part II, Section 1 dated 4-12-1985, is hereby republished for the general information.

B. S. Subbanna, Under Secretary to the Government of Goa, Daman and Diu.

Panaji, 18th June, 1986.

The Employment of Children (Amendment) Act, 1985

AN

ACT

further to amend the Employment of Children Act, 1938.

Be it enacted by Parliament in the Thirty-sixth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Employment of Children (Amendment) Act, 1985.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. *Amendment of section 4.*—Section 4 of the Employment of Children Act, 1938 shall be renumbered as sub-section (3) thereof and—

(a) before sub-section (3) as so re-numbered, the following sub-sections shall be inserted, namely:—

"(1) Whoever employs any child or permits any child to work in contravention of the provisions of section 3 shall be punishable with

imprisonment for a term which shall not be less than three months but which may extend to one year or with fine which shall not be less than five hundred rupees but which may extend to two thousand rupees or with both.

(2) Whoever having been convicted of an offence under section 3 for employing any child or permitting any child to work in contravention of the provisions of section 3 commits a like offence afterwards, he shall be punishable with imprisonment for a term which shall not be less than six months but which may extend to two years:

Provided that the court may, for any adequate and special reasons to be recorded in the judgment, impose a sentence of imprisonment for a term of less than six months."

(b) in sub-section (3) as so re-numbered, clause (a) shall be omitted.

Notification

LD/1/9/85-(D)/Part-File

The Payment of Bonus (Second Amendment) Act, 1985 (Act No. 67 of 1985) which was passed by Parliament and assented to by the President of India on the 18th December, 1985 and published in the Gazette of India, Extraordinary, Part II, section 1 dated 19-12-1985, is hereby republished for the general information.

B. S. Subbanna, Under Secretary to the Government of Goa, Daman and Diu.

Panaji, 20th June, 1986.

The Payment of Bonus (Second Amendment) Act, 1985

AN

ACT

further to amend the Payment of Bonus Act, 1985.

Be it enacted by Parliament in the Thirty-sixth Year of the Republic of India as follows:—

1. *Short title, commencement and application.*—(1) This Act may be called the Payment of Bonus (Second Amendment) Act, 1985.

(2) It shall be deemed to have come into force on the 7th day of November, 1985.

(3) The amendments made by this Act in the Payment of Bonus Act, 1965^{21 of 1965} (hereinafter referred to as the principal Act) shall, in relation to a factory or other establishment to which the principal Act applies, have effect and be deemed always to have had effect in respect of the accounting year commencing on any day in the year 1984 and in respect of every subsequent accounting year.

Explanation.—The words and expressions which are used in this sub-section and which are defined in the principal Act shall have the meanings respectively assigned to them in the principal Act.

2. *Amendment of section 2.* — In section 2 of the principal Act, in clause (13), for the words "one thousand and six hundred rupees", the words "two thousand and five hundred rupees" shall be substituted.

3. *Insertion of new section 12.* — In the principal Act, after section 11, the following section shall be inserted, namely: —

"12. *Calculation of bonus with respect to certain employees.* — Where the salary or wage of an employee exceeds one thousand and six hundred rupees per mensem, the bonus payable to such employee under section 10 or, as the case may be,

under section 11, shall be calculated as if his salary or wage were one thousand and six hundred rupees per mensem."

4. *Repeal and saving.* — (1) The Payment of Bonus (Amendment) Ordinance 1985 and the Payment of Bonus (Second Amendment) Ordinance, 1985 are hereby repealed. 6 of 1985. 8 of 1985.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act, as amended by the said Ordinances, shall be deemed to have been done or taken under the principal Act, as amended by this Act.